

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CRESTA CAPITAL STRATEGIES, LLC,

Plaintiff,

- against -

APPROVED CASH ADVANCE CENTERS, LLC,

Defendant.
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Case No.: 08-2399

(Kaplan, J.)

NOTICE OF MOTION


PLEASE TAKE NOTICE, that upon the annexed affidavit of Jeffrey A. Miller, Esq., sworn to on July 15, 2008, the annexed affidavit of Abraham Mirman, sworn to on July 15, 2008, the exhibits annexed thereto, the accompanying memorandum of law and upon all the pleadings, papers and proceedings had herein, the undersigned hereby moves this Court, before the Honorable Lewis A. Kaplan, for an Order pursuant to Local Civil Rule 1.4 of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, and New York Disciplinary Rule 5-102, codified at 22 NYCRR § 1200.21: (i) disqualifying John Anderson, Esq., H. Wayne Grant, Esq., and their law firm, Grant, Konvalinka & Harrison, P.C., from representing defendant in this action; and (ii) granting plaintiff such other and further relief as the Court deems just, proper and equitable.

PLEASE TAKE FURTHER NOTICE, that pursuant to Local Civil Rule 6.1(b) for the United States District Courts for the Southern and Eastern Districts of New York, answering affidavits and memoranda, if any, must be served within ten business days of service of these moving papers.

Dated: Mineola, New York
July 15, 2008

Respectfully submitted,

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